

LEGISLATURE OF NEBRASKA
NINETY-EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1042

Introduced by Jones, 43; Baker, 44; Bromm, 23; Burling, 33;
Cunningham, 40; Erdman, 47; Friend, 10; Kremer, 34;
Louden, 49; Stuhr, 24; Stuthman, 22; Vrtiska, 1;
Wehrbein, 2

Read first time January 13, 2004

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to cities of the second class and villages; to
2 amend section 17-537, Reissue Revised Statutes of
3 Nebraska; to provide duties relating to the extension of
4 jurisdiction for purposes of protecting the water supply;
5 and to repeal the original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 17-537, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 17-537. (1) The council or board of trustees of ~~such~~
4 cities of the second class and villages shall have power to make
5 and enforce all needful rules and regulations in the construction,
6 use, and management of ~~such~~ waterworks, mains, or a portion or
7 extension of any system of waterworks or water supply and for the
8 use of the water therefrom.

9 (2) Any city or village which extends its jurisdiction
10 pursuant to section 17-536 shall:

11 (a) Disclose how its water supply could be harmed based
12 on all reasonably available hydrogeologic information on ground
13 water flow, recharge, and discharge and other related information
14 necessary to establish its rules and regulations relating to such
15 extension of jurisdiction;

16 (b) Identify all potential sources of contaminants which
17 may have an adverse effect on the health of persons served by the
18 water supply as shown by scientific data; and

19 (c) Propose the controls necessary to provide protection
20 from such contaminants which may have an adverse effect on the
21 health of persons served by the water supply.

22 (3) Any city or village which extends its jurisdiction
23 pursuant to section 17-536 shall provide time for public comment at
24 one or more regularly scheduled public meetings of the city council
25 or board of trustees. Notice of the time for public comment shall
26 be published in conjunction with notice of such regularly scheduled
27 meeting. The proposed rules and regulations shall be available at
28 the office of the clerk of the city or village for thirty days

1 before such meeting. The public shall be given the opportunity to
2 speak on the extension of jurisdiction and the proposed rules and
3 regulations or to submit written testimony for consideration by the
4 city council or board of trustees.

5 Sec. 2. Original section 17-537, Reissue Revised
6 Statutes of Nebraska, is repealed.